

**HOUSE JOURNAL  
63RD LEGISLATURE  
THIRTIETH LEGISLATIVE DAY**

Helena, Montana  
February 11, 2013

House Chambers  
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Glimm. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Squires and Warburton, excused. Quorum present.

**BILLS** (O'Hara, Chair): 2/11/2013

Correctly printed: **HB 105, HB 158, HB 171, HB 213, HB 241, HB 272, HB 275, HB 288, HB 317, HB 438, HB 441, HB 442, SB 51, SB 65.**

Correctly engrossed: **HB 6, HB 8, HB 11, HB 84, HB 315, HB 363.**

Correctly enrolled: **HB 107.**

Examined by the sponsor and found to be correct: **HB 137.**

Transmitted to the Senate: **HB 224, HB 225, HB 232, HB 264, HB 280, HB 333, HB 347, SB 52, SB 60, SB 72, SB 121.**

Signed by the President at 3:50 p.m., February 11, 2013: **HB 53, HB 73.**

Delivered to the Governor for approval at 4:12 p.m., February 11, 2013: **HB 53, HB 73.**

**LEGISLATIVE ADMINISTRATION** (O'Hara, Chair): 2/11/2013

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 9:45 a.m., Saturday, February 9, 2013:

Elizabeth Raiha, Butte  
Austin DeShaw, Plentywood  
Tiffany Marks, Kalispell  
Bailey Thompson, Butte  
Blu Cuelho, Manhattan  
Hallie Schwend, Twin Bridges

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, February 11, 2013:

Andrew McLane, Billings  
Hannah Patrick, Great Falls  
Brandi Berg, Havre  
Will Smith, Great Falls  
Rylee Doore, Cut Bank  
Allie Nelson, Great Falls  
Logan Naegeli, Trout Creek  
Report Adopted.

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**MOTIONS**

Minority Leader Hunter announced the Democrats would caucus until 1:35 p.m.  
Majority Leader Vance announced the Republicans would stand at ease.

**COMMUNICATIONS AND PETITIONS**

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the eleventh, twelfth, thirteenth, fourteenth, and fifteenth legislative days, find the same to be correct.

Representative O'Hara, Chair

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Ankney, Chair):

2/8/2013

**HB 6**, introduced bill, be amended as follows:

1. Title, page 1, line 9.

**Following:** "CONDITIONS FOR GRANTS;" on line 9

**Insert:** "PROVIDING FOR A GENERAL FUND TRANSFER; PROVIDING A TRANSFER FROM  
THE ORPHAN SHARE ACCOUNT;"

2. Page 1, line 17.

**Strike:** "\$100,000"

**Insert:** "\$350,000"

3. Page 1, line 17.

**Following:** "projects"

**Insert:** "as follows:

(i) \$100,000 for emergency projects"

4. Page 1, line 18.

**Following:** "biennium;"

**Insert:** "and (ii) \$250,000 for the Ten Mile/Pleasant Valley Sewer District;"

5. Page 1, line 25.

**Strike:** "and"

6. Page 1, line 26.

**Following:** "capacity"

**Insert:** "; and

(g) \$1,273,686 to be used for five grants to Jefferson County for the following Big  
Pipestone/Jefferson River Slough Watershed Restoration projects:

(i) Landowner #24 Ranch Channel Restoration, \$760,500;

(ii) Riparian Management Plan Development, \$15,500;

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- (iii) Beaver Management Planning, \$21,240;
- (iv) Landowner #7 Channel Restoration, \$299,596; and
- (v) Jefferson Slough Hydrology and Sedimentology Stations, \$176,850"

7. Page 1, line 28.

**Strike:** "\$6,761,983"

**Insert:** "\$8,967,632"

8. Page 6, lines 2 and line 3.

**Strike:** lines 2 through 3 in their entirety

9. Page 6.

**Following:** line 29

**Insert:** "Jefferson Valley Conservation District

(Jefferson Canal Headgate Improvements) \$100,000

Philipsburg, Town of

(Philipsburg Water System Improvements) \$100,000

Carbon County Conservation District

(Phase 2, Ground Water Surface Water Interaction, Phase 2, Ground Water and Surface Water Interaction in the Rock Creek Watershed) \$100,000

Sunny Hills Suburban County Water District

(Sunny Hills WSD Water System Improvements) \$100,000

Drummond, Town of

(Drummond Wastewater System Improvements) \$100,000

Big Horn County Conservation District

(Evaluating the Influence of Irrigation on Ground Water Quality and Quantity in Northern Big Horn County) \$100,000

Joliet, Town of

(Joliet Wastewater System Improvements) \$100,000

Malta, City of

(Malta Water System Improvements) \$100,000

Gallatin County

(Grayling Creek Stream and Riparian Restoration and Parade Rest Guest Ranch Irrigation Project) \$75,000

Lower Musselshell County Conservation District

(East Brewer Irrigation Check Structure Rehabilitation and Southside Canal Lining) \$100,000

Madison County

(Moore's Creek Culvert Replacement) \$100,000

DNRC Water Resources Division

(2012 Infill Drilling and Piezometer Installation Project: East Fork, Fred Burr, Martinsdale, Middle Creek, and Tongue River Dams) \$95,580

Hamilton, City of

(Hamilton Water System Improvements, Well 5) \$100,000

Plevna, Town of

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(Plevna Water System Improvements)	\$100,000	
Stillwater Conservation District		
(Assessing the Ground Water Resources of the Bedrock Aquifers in Stillwater County)		
\$100,000		
Sweet Grass County		
(Greycliff Reach Yellowstone River Stabilization Project)		
\$100,000		
EmKayan County Water and Sewer District		
(EmKayan WSD Water System Improvements, Phase 2)	\$100,000	
Chinook, City of		
(Chinook Water System Improvements)	\$100,000	
Eureka, Town of		
(Eureka Water Treatment Improvement Project)	\$100,000	
Broadwater County Conservation District		
(Big Springs Ditch Water Conservation and Spawning Bed Project)		\$100,000
Pinesdale, Town of		
(Pinesdale Water System Improvements)	\$100,000	
Jefferson County		
(Big Pipestone Creek Remediation)	\$99,531	
Fort Shaw Irrigation District		
(Fort Shaw ID A-System Modification)	\$100,000"	

10. Page 7, line 25.

**Insert: "NEW SECTION. Section 5. Transfer of funds.** By July 15, 2013, the state treasurer shall transfer to the natural resources projects state special revenue account established in 15-38-302:

(1) \$3,473,686 from the general fund; and

(2) \$250,000 from the orphan share state special revenue account established in 75-10-743."

**Renumber:** subsequent sections

And, as amended, do pass. Report adopted.

**HB 8**, introduced bill, be amended as follows:

1. Page 1, line 28.

**Following:** line 27

**Insert:** "(3) The interest rate for the projects in this group is 4.5% or the rate at which the state bonds are sold, whichever is lower, for up to 30 years.

Loan	Amount
DRY PRAIRIE REGIONAL WATER AUTHORITY	
Local Match for Dry Prairie Projects	\$6,000,000
NORTH CENTRAL REGIONAL WATER AUTHORITY	

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Local Match for North Central Projects

\$10,000,000"

2. Page 2, line 23.

**Following:** "exceed"

**Strike:** "\$10,346,964"

**Insert:** "\$24,711,793 in the 2015 biennium"

3. Page 2, line 24.

**Following:** "up to"

**Strike:** "\$1,349,604"

**Insert:** "\$2,246,527"

And, as amended, do pass. Report adopted.

**HB 11**, introduced bill, be amended as follows:

1. Title, page 1, line 15.

**Following:** "PROJECTS;"

**Insert:** "PROVIDING FOR A TRANSFER OF FUNDS FROM THE STATE GENERAL FUND TO THE TREASURE STATE ENDOWMENT STATE SPECIAL REVENUE ACCOUNT; PROVIDING FOR A TRANSFER OF FUNDS FROM THE STATE GENERAL FUND TO THE TREASURE STATE ENDOWMENT REGIONAL WATER SYSTEM SPECIAL REVENUE ACCOUNT;"

2. Page 1, line 19.

**Strike:** "Appropriations"

**Insert:** "Appropriation"

3. Page 1, line 20.

**Strike:** "\$18,342,366 of the interest earnings"

**Insert:** "\$33,983,538 for the biennium beginning July 1, 2013,"

4. Page 1, line 24.

**Strike:** "appropriations"

**Insert:** "grants authorized in this section"

5. Page 1, line 28.

**Following:** "until"

**Strike:** "interest earnings"

**Insert:** "the funds"

6. Page 2, line 4.

**Strike:** line 4 in its entirety

**Re-number:** subsequent items

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7. Page 2, line 8.

**Following:** line 7

<b>Insert:</b> "6. Powell County	\$320,940
7. Judith Basin County	\$235,211
8. Blaine County	\$254,000
9. Anaconda-Deer Lodge Co.	\$312,104
10. Jefferson County	\$381,882
11. Stillwater County	\$205,028
12. Park County	\$109,955
13. Glacier County	\$281,927
14. Big Horn County	\$237,462
15. Chouteau County	\$178,920
16. Yellowstone County	\$218,439"

8. Page 2, line 10.

**Strike:** "\$625,000"

**Insert:** "\$750,000"

9. Page 2, line 18.

**Strike:** line 18 in its entirety

**Renumber:** subsequent items

10. Page 3, line 4.

**Following:** line 3

<b>Insert:</b> "25. Choteau, City of (wastewater)	\$750,000
26. Boulder, City of (wastewater)	\$625,000
27. Polson, City of (water)	\$625,000
28. Cut Bank, City of (wastewater)	\$625,000
29. White Sulphur Springs, City of (wastewater)	\$460,500
30. Conrad, City of (water)	\$625,000
31. Winnett, Town of (wastewater)	\$750,000
32. Malta, City of (water)	\$500,000
33. Harlowton, City of (wastewater)	\$625,000
34. Stevensville, Town of (wastewater)	\$750,000
35. Lodge Grass, Town of (wastewater)	\$750,000
36. Harlem, City of (wastewater)	\$625,000
37. Winifred, Town of (wastewater)	\$500,000
38. Havre, City of (wastewater)	\$500,000
39. Fairfield, Town of (wastewater)	\$625,000
40. Miles City, City of (wastewater)	\$500,000
41. Drummond, Town of (wastewater)	\$750,000
42. Alberton, Town of (wastewater)	\$292,000
43. Eureka, Town of (water)	\$550,000
44. Shelby, City of (stormwater)	\$625,000
45. Belt, Town of (wastewater)	\$625,000

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46.	Joliet, Town of (wastewater)	\$154,200
47.	Hamilton, City of (wastewater)	\$322,262
48.	Plevna, Town of (water)	\$500,000"

11. Page 3, line 12.

**Following:** "[section 3(1)]."

**Insert:** "However, any of the projects listed in subsection (3) that have not completed the conditions described in [section 3(1)] by September 30, 2014, must be reviewed by the next regular session of the legislature to determine if the authorized grant should be withdrawn."

12. Page 3, line 14.

**Strike:** "2014,"

**Insert:** "2016,"

13. Page 5, line 17.

**Strike:** "\$8,900,000"

**Insert:** "\$17,000,000"

14. Page 5, line 18.

**Following:** "conservation"

**Insert:** "for the biennium beginning July 1, 2013,"

15. Page 5, line 18.

**Following:** "from the"

**Strike:** "interest earnings of the"

16. Page 6, line 16.

**Insert:** "NEW SECTION. Section 10. Fund transfer. The state treasurer shall transfer from the state general fund by June 30, 2015:

(1) the amount of \$14,100,000 to the treasure state endowment account in the state special revenue fund; and

(2) the amount of \$8,400,000 to the treasure state endowment regional water system account in the state special revenue fund."

**Renumber:** subsequent sections

And, as amended, do pass. Report adopted.

**EDUCATION** (Hansen, Chair):

2/8/2013

**HB 317**, do pass. Report adopted.

**HUMAN SERVICES** (Howard, Chair):

2/8/2013

**HB 84**, introduced bill, be amended as follows:

1. Title, page 1, lines 8 through 10.

**Following:** "72-HOUR PERIOD" on line 8

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**Strike:** "AND REIMBURSEMENT" on line 8 through "STABILIZATION SERVICES" on line 10

2. Page 3, lines 17 through 19.

**Strike:** subsection (4) in its entirety

3. Page 4, lines 2 through 4.

**Strike:** ":" on line 2 through "(a)" on line 3

**Strike:** "and" on line 3 through "from services;" on line 4

And, as amended, do pass. Report adopted.

**HB 171**, do pass. Report adopted.

**HB 241**, do pass. Report adopted.

**SB 51**, be concurred in. Report adopted.

**SB 65**, be concurred in. Report adopted.

**BUSINESS AND LABOR** (Berry, Chair):

2/11/2013

**HB 363**, introduced bill, be amended as follows:

1. Page 3, line 12.

**Strike:** "39-51-209"

**Insert:** "37-51-209"

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

**House bills** concurred in and returned to the House:

2/9/2013

**HB 17**, introduced by Hill

**HB 137**, introduced by Dudik

**Senate bill** passed and transmitted to the House for concurrence:

2/9/2013

**SB 23**, introduced by Rosendale

**Senate joint resolution** passed and transmitted to the House for concurrence:

2/9/2013

**SJR 8**, introduced by Larsen

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**MESSAGES FROM THE GOVERNOR**

February 11, 2013

The Honorable Mark Blasdel  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Speaker Blasdel:

Please be informed that I have signed **House Bill 51** sponsored by Representative Edmunds and **House Bill 92** sponsored by Representative Curtis on February 11, 2013.

Sincerely,

STEVE BULLOCK  
Governor

**FIRST READING AND COMMITMENT OF BILLS**

The following House bills were introduced, read first time, and referred to committees:

**HB 438**, introduced by Ballance, referred to Judiciary.

**HB 441**, introduced by Neill, B. Bennett, Coffin, Court, Eck, Hill, Hunter, MacDonald, Pierson, Pomnichowski, B. Smith, Swanson, Wilson, referred to Human Services.

**HB 442**, introduced by Randall, Lavin, referred to Transportation.

The following Senate bill was introduced, read first time, and referred to committee:

**SB 117**, introduced by Sonju, Miller, Tutvedt, referred to Appropriations.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bangerter in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

**HB 105** - Representative Steenberg moved **HB 105** do pass. Motion carried as follows:

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Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: J. Bennett, Brodehl, Jones, Kerns, O'Hara, Osmundson, C. Smith, Warburton.

Total 8

Voted Absentee: Squires, Aye; Warburton, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 158** - Representative Kary moved **HB 158** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 55

Nays: B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 45

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

**HB 213** - Representative Fitzpatrick moved **HB 213** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Mr. Speaker.

Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.

Total 41

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 272** - Representative Hoven moved **HB 272** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Halvorson, Hansen, Harris, Hertz, Hill, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Brodehl, Hagstrom, Hollandsworth, Kary, Kerns, Miller, O'Neil, Regier.

Total 8

Voted Absentee: Squires, Warburton, Aye.

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 275** - Representative Regier moved **HB 275** do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Fiscus, Fitzpatrick, Glimm, Gursky, Halvorson, Hansen, Hill, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Salomon, Schreiner, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods.

Total 66

Nays: Ankney, J. Bennett, Berry, Brodehl, Cuffe, Doane, Ehli, Flynn, Galt, Gibson, Greef, Hagan, Hagstrom, Harris, Hertz, Hollandsworth, Ingraham, Jones, Kary, Kerns, Knudsen, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Reichner, Schwaderer, Shaw, Vance, Welborn, Zolnikov, Mr. Speaker.

Total 34

Voted Absentee: Squires, Warburton, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 288** - Representative Schwaderer moved **HB 288** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 61

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney,

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McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 39

Voted Absentee: Warburton, Aye, Squires, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 315** - Representative Knudsen moved **HB 315**, second reading copy, be amended as follows:

1. Title, page 1, line 19 through line 20.

**Strike:** "PROVIDING" on line 19 through "COSTS;" on line 20

2. Page 5, line 6.

**Following:** "(11)"

**Insert:** "(a)"

3. Page 5, line 7.

**Following:** "by"

**Strike:** "2-15-121" through "2-15-121(2)(d)"

**Insert:** "2-15-121(1)(a)"

4. Page 5, line 8.

**Following:** line 7

**Insert:** "(b) The commission shall hire staff for the commission, except for any support staff provided by the department of administration for centralized services such as payroll, human resources, accounting, information technology, or other services determined by the commission and the department to be more efficiently provided by the department.

(c) The commission budget requests must be prepared and presented to the legislature and the governor independently of the department of administration."

5. Page 48, line 9 through line 12.

**Strike:** section 26 in its entirety

**Renumber:** subsequent sections

Amendment adopted as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm,

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Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, McCarthy, McChesney, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Pierson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilson, Zolnikov, Mr. Speaker.

Total 74

Nays: Ankney, B. Bennett, Boland, Brockie, Court, Curtis, Dudik, Hill, Hollandsworth, Hollenbaugh, Lynch, MacDonald, McClafferty, Noonan, Pease-Lopez, Peppers, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Whitford, Wilmer, Woods.

Total 25

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.

Total 0

Absent or not voting: Schwaderer.

Total 1

**HB 315** - Representative Knudsen moved **HB 315**, as amended, do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 44

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bangerter moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brockie, Brodehl, Clark, Coffin, Cook, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lynch, McChesney, McClafferty, McNiven, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pomnichowski, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Wilmer, Zolnikov, Mr. Speaker.  
Total 73

Nays: B. Bennett, Boland, Boss Ribs, Court, Dudik, Gursky, Lieser, MacDonald, McCarthy, McNally, Mehlhoff, Pease-Lopez, Pierson, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilson, Woods.  
Total 22

Voted Absentee: None.

Excused: Squires, Warburton.  
Total 2

Absent or not voting: Connell, Hansen, Lang.  
Total 3

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 100** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.  
Total 96

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Nays: Kary, Kerns.

Total 2

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 146** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Washburn, Welborn, White, Wilmer, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: B. Bennett, Boland, Court, Dudik, Eck, Lynch, MacDonald, Pease-Lopez, Pomnichowski, Schreiner, B. Smith, Swanson, Whitford, Williams, Wilson.

Total 15

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 147** passed as follows:

Yeas: Ankney, Ballance, Bangerter, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Hunter, Ingraham, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Moore, Neill, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 60

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Nays: B. Bennett, J. Bennett, Boland, Court, Curtis, Dudik, Eck, Edmunds, Fitzpatrick, Gursky, Hill, Hollenbaugh, Hoven, Jacobson, Kerns, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Miller, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.  
Total 38

Voted Absentee: None.

Excused: Squires, Warburton.  
Total 2

Absent or not voting: None.  
Total 0

**HB 247** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.  
Total 95

Nays: Brockie, Peppers, Pomnichowski.  
Total 3

Voted Absentee: None.

Excused: Squires, Warburton.  
Total 2

Absent or not voting: None.  
Total 0

**HB 278** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns,

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Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Wilmer, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: B. Bennett, Boland, Brockie, Court, MacDonald, Pomnichowski, Price, B. Smith, Williams, Wilson.

Total 10

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**SB 111** concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, Blyton, Boss Ribs, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Knudsen, Lang, Lavin, Lenz, McChesney, McNiven, Moore, Neill, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, B. Smith, Wagoner, Washburn, Welborn, Mr. Speaker.

Total 53

Nays: B. Bennett, J. Bennett, Berry, Boland, Brockie, Court, Curtis, Dudik, Eck, Fiscus, Fitzpatrick, Gursky, Hill, Jacobson, Jones, Kary, Kerns, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Miller, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, C. Smith, Steenberg, Swanson, Vance, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.

Total 45

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

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**MOTIONS**

Majority Leader Vance moved **HB 213** be moved from the Committee of the Whole to the Appropriations committee.

Majority Leader Vance moved **HB 272** be moved from the Committee of the Whole to the Appropriations committee.

Majority Leader Vance moved **HB 275** be moved from the Committee of the Whole to the Appropriations committee.

Majority Leader Vance moved **HB 288** be moved from the Committee of the Whole to the Appropriations committee.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Representative Vance moved that the House adjourn until 1:00 p.m., Tuesday, February 12, 2013. Motion carried.

House adjourned at 3:15 p.m.

LINDSEY GROVOM  
Chief Clerk of the House

MARK BLASDEL  
Speaker of the House